

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 IN RE BEXTRA AND CELEBREX
12 MARKETING, SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION,

No. MDL 05-01699 CRB

**SECOND SUPPLEMENTAL ORDER
RE: MOTION TO WITHDRAW AS
COUNSEL**

14 *This document relates to:*

15 Shirley A. Allen, 3:06-cv-2646
16 Will Bass, Sr., 3:06-cv-0087
17 Pearly Belcher, 3:06-cv-2081
18 Jean M. Benham, et al., 3:06-cv-1689
19 James Boatwright, 3:06-cv-2443
20 Louise Bush, 3:06-cv-2431
21 Timothy Clawson, et al., 3:06-cv-4046
22 Paul R. Click, 3:05-cv-4779
23 Junior Counts, 3:06-cv-2081
24 Richard Croft, 3:06-cv-1901
25 Robert C. Duke, et al., 3:07-cv-0056
26 Kay Goins, 3:08-cv-1858
27 Jonathan Halley, 3:05-cv-4781
28 Clarice Hare, 3:05-cv-4735
29 Patrick Haynes, 3:06-cv-2443
30 Mary Hicks, et al., 3:06-cv-6081
31 Juana Lopez, 3:06-cv-2101
32 Anita P. Mackey, 3:06-cv-7628
33 Lecia Nolan, 3:06-cv-2434
34 Clara Olmsted, 3:08-cv-1858
35 Merlin Perkins, 3:05-cv-4781
36 Heather Ralph, 3:06-cv-2436
37 Bobby Jo Simbulan, 3:06-cv-2101
38 John Sousan, 3:06-cv-0087
39 Martha Taylor, 3:06-cv-0087
40 James White, et al., 3:06-cv-2864

1 On August 3, 2009, this Court issued an Order granting Plaintiffs' counsel's motion to
2 withdraw, filed on July 30, 2009, Docket No. 3096. On August 19, 2009, this Court issued a
3 Supplemental Order explaining Plaintiffs' and counsel's continued obligations as to Pretrial
4 Order No. 31. In order to further clarify Plaintiffs' status in light of the Court's having
5 granted counsel's motion to withdraw, the Court further ORDERS PLAINTIFFS TO SHOW
6 CAUSE as to why Plaintiffs' lawsuits should not be dismissed for a lack of prosecution. See
7 Fed. R. Civ. P. 41. If Plaintiffs wish to contest the dismissal of Plaintiffs' lawsuits for failure
8 to prosecute, Plaintiffs shall notify the Court in writing on or before September 25, 2009 of
9 the reasons the cases should not be dismissed. If Plaintiffs will be proceeding without a
10 lawyer, Plaintiffs must advise the Court of how the Court should contact Plaintiffs.

11 Plaintiffs are warned that Plaintiffs' failure to communicate with the Court in writing
12 as set forth above may result in dismissal of Plaintiffs' claims with prejudice.

13 Plaintiffs' counsel shall ensure that Plaintiffs receive a copy of this Order, the original
14 Order granting withdrawal on August 3, 2009, and the Supplemental Order of August 19,
15 2009.

IT IS SO ORDERED.

Dated: August 28, 2009


HONORABLE CHARLES R. BREYER
United States District Judge